(2)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (CG)

WRIT PETITION No. 1877 OF 2001

PETITIONER : Gopal Tamboli, S/oLate Ram Kishan Tamboli, occupation - Proprietor, of Kishan Bus Service, R/o Bada Bazar, Mungeli, Dist.Bilaspur (CG)

VERSUS

RESPONDENTS : 1) State of Chhattisgarh, through Secretary, Home Department, Raipur.

2) Suptd. of Police Bilaspur.

3) S.D.O.P. Shri Bagade, posted at Mungeli, Dist. Bilaspur (CG).

P.R. No. 2027/01
Presented by Shri S.J. Mukherjee
dated 23.9.01

WRIT PETITION U/A 226/227 OF THE CONSITUTION OF INDIA

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का क्रमांक आदेश दिनांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
08.11.2001	Heard Smt.Indira Tripathi, learned counsel for the petitioner. Shri Deep Kesharwani, learned Panel Lawyer for the State. The documents relating to two vehicles namely No. MP-26/C-5750 and vehicle No.MP-26/C-5601 belonging to the petitioner were seized by the respondent No.3, on 09.08.2001. It was agitated before the Court and the Court of Judicial Magistrate First Class, Mungeli passed an order on 22.9.2001 stating that no offence was registere by the police. The relevant documents in respect of the aforesaid two vehicles are still in the custody of the S.D.O. Police at Mungeli. However, ~~as on this date~~, now it is stated that the S.D.O. Police has already	

(Contd..2.)

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

36

आदेश पत्रक

मामला क्रमांक W.P.No.1877/2001 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	(Contd. order dated 08.11.2001) -: 2 :- informed the petitioner to collect the relevant documents from his Office. If that be so, there is no issue which calls for consideration by this Court, at this stage. The petitioner should contact the office of the S.D.O.Police and receive the documents immediately. It appears to me that the S.D.O.Police / respondent No.3 has not acted bonafidely. The action of the S.D.O. Police, in my view is arbitrary. It is open to the petitioner, if aggrieved, to claim compensation before the appropriate forum. Sd/- Chief Justice	